1954.8.49 **File No.** 9210/36

P.W. **DEPARTMENT**

B CLASS E(11) **BRANCH**

Subject:— Allowance Compensatory Local and House rent — Grant of to Govt. Servants

BK 1949

Br E(11)

File No. 9210/36

Etd. Scott. Slip. 24 A

Std. Sectt. 78A e.

G R., G D., No 2408, dated 22-6-22.]

Correspondence

DOCKET SHEET (B)

Subject :—

File No. 9210/36

R (2),

DEPT.

E (11)

BRANCH.

References :—

Copies from the original file B(c)

Date.	To whom sent.	Notes and instructions.

For further orders pl. see G.C.M.,F.D. No.6567/33, dated the 20-3-50 (429/48/29352).

Pl. See G.R.,F.D. No.6567/33, dt. the 27-10-49 (429/48/7002)

and G.R.F.D. No.6567/33,dated the 13-10-50.(file No.429/48/74669)

For further orders pl. see G.R.,F.D.,No. 6567/33-IV, dated the 11-6-53 (file No. HR'A 1253/74233)

Pl. see G.R.,F.D. No. 6567/33-IV, dated 21-9-1949.(429/48/7919)

GOVERNMENT OF BOMBAY.
FINANCE DEPARTMENT.
Resolution No.6567/33-IV.
Bombay Castle, 15th January 1948.

RESOLUTION OF GOVERNMENT.

Government is pleased to sanction the grant of compensatory local allowance and house rent allowance to non-gazetted staff on mofussil scales of pay stationed in the localities mentioned below:-

(a) Bombay City.

Pay	Compensatory local allowance.	House rent allowance.
Rs.	Rs.	Rs.
Below 35	5	10
35-54	7-8-0	10
55-60	7-8-0	15
61-80	10	15
81-100	12-8-0	15
101-140	12-8-0	20
141-200	15	20
210-250	17-8-0	20
251-300	17-8-0	10% of pay.
Above 300	20	

(b) Salsette Island.

Below	5	Nil.
35-60	7-8-0	
61-80	10	
81-140	12-8-0	
141-200	15	
201-300	17-8-0	
Above 300	20	

(c)..

Pay	(c) Ahmedabad and Poona Compensatory local allowance.	House rent Allowance.
Rs.	Rs.	Rs.
Below 55	3	7
55-100	5	10
101-140	7	15
141-250	10	15
Above 250	10	7½% of pay.
	(d) Sholapur, Surat and Hubli.	
Below 55	Nil	5
55-100	Nil	7
101-250	Nil.	10
Over 250	Nil.	5% of pay.

* This is also granted to Government servants in the locality of Sardar nagar Township as per G.R.F.D. No. CPA 1453, dated 23-6-54 (CLA 1154) (89117)

@ vide G.R. F.D. No. CPA 1455 I, dated 12-5-55. in file No. CPA 1155 78755.

\$

2. For the purpose of these orders:-

(a) The term "PAY" shall include-

(i) in the case of re-employed pensioners, in addition to the emoluments mentioned in clause (ii) below, the amount of pension as originally sanctioned, i.e., before commutation, if any, but excluding such portion thereof as may be held in abeyance in the cource of their re-employment;

(ii) in the case of others, pay as defined in B.C.S.R. 9 (39)(a).

(b) "ACCOMMODATION" means the main house and premises rented by a Government servant and includes garage and servants' quarters provided as adjuncts to the main house; for which rent is not assessed separately.

\$ Partially modified by G.C.M.,F.D.No.6567/33, dated the 10-11-48. (6919/36/4574) of 1949.

#For further orders pl. see G.R.,F.D.NO.6567/33, dt. the 9-3-54 (COA1354/66598)

(c) "RENT" shall mean rent paid for unfurnished accommodation and will include occupier's share of municipal taxes. A house in which a frigidaire is provided will not be treated as furnished if it is otherwise unfurnished but in such cases a deduction of Rs. 15 will be made in the rent paid.

(d) "CONTROLLING OFFICER" means the officer who draws the pay and allowances of the non-gazetted Government servant.

(e) "FAMILY" means a Government servants wife, legitimate children and step-children, residing with and wholly dependent upon him and will include other dependents and servants. If the Government servants is a woman, "Family" will also include her husband wholly dependent upon her.

@For further orders pl.see G.R.F.D.No. 6567/33 dt. 12-1-50 (429/48/18412) of 1950)

3.(a) The limits of the locality within which these orders apply shall be as indicated below:-

¢Vide G.R.F.D.No. CPA 1455 B. dated 26-4-55.(file No. CPA 1155) 78314.)

Locality.	Limits
(i) Bombay City	¢Limits of the Greater Bombay Municipal Corporation, Bhandup on C. Rly. Jogeshwari on W.Rly.
(ii) Island of Salsette ..	Limits of the Island of Salsette other than those included in (i) above.
$ @ (iii) Ahmedabad, Poona, Sholapur, Surat and Hubli.	Limits of the named municipality including such of the suburban municipalities, notified areas or cantonments as are contiguous to the named municipality and such other areas as the Government of Bombay may from time to time notify.

$For further orders pl.see G.R.,F.D., No. 6567/33, dt. the 11-8-48. (9210/36/51808)

@For further orders pl. see G.R.,F.D.,No.6567/33,dt.the 14-7-49.(429/48/55516).

(b) Eligibility for both compensatory local allowance and house rent allowance will be determined with reference to the place of duty of the individual concerned.

*For further orders pl.see G.R.,F.D.,No. 6567/33,dt. the 23-6-49. (429/48/48503)

4.(a) The grant of the house rent allowance will be subject to the following conditions:-

(i) The allowance will not be admissible to those who occupy accommodation provided by Government those to whom accommodation has been offered by Government but who have refused it, or those who have not been allotted residential accommodation by Government but are in occupation of such accommodation allowed to other Government servants.

....

(ii).....

(ii) To those who are eligible for Government accommodation the allowance will be admissible only if they have applied for the accommodation in accordance with the prescribed procedure, if any, but have not been provided with such accommodation.

(b) The following additional conditions apply to the grant of the house rent allowance to Government servants for whom the allowance has been specified as a percentage of pay:

(i) The scale of accommodation occupied must be of the type suitable to the status of the Government servant and should be approved by the Controlling Officer. The term "SCALE OF ACCOMMODATION" means not merely the number of rooms in a house but includes other items such as size, locality general amenties and rent.

(ii) The Government will give a certificate in the form annexed to this Resolution that the sum actually spent by him on house rent is not less than 10% of his pay plus the amount of the allowance paid to him and that no portion of the accommodation is sub-let or occupied normally by adults other than those belonging to his family.

(iii) If one or more adults who do not belong to the Government servant's family occupy a part of the accommodation or if a part thereof is sub-let to a non-official, a reduction of 2/5th of the rent actually paid will be assumed for the purpose of computing the amount of the house rent allowance.

(iv) If part of the accommodation is sub-let to or is shared by another Government servant, the allowance will be granted only to the Government servant who has rented the entire house and the other Government servant will not be eligible for any house rent allowance under these orders. In such cases the total rent paid will be reduced by 10% of pay of the other Government servant for computing the amount of the house rent allowance.

*For modification pl. see G. Memo F.D. No. 6567/33/79188-XI. dated the 15-4-52 (HRA 1252/37281)

(v) A Government servant resident in a hotel or boarding house is also eligible for the allowance subject to the condition that the controlling officer will determine what proportion of the charge should be allocated to rent. Decision on this point will be based on a consideration of the accommodation occupied and the comparative cost of similar accommodation elsewhere.

#For further orders pl.see G.R.,F.D.,No. 6567/33, dt. the 24-8-49 (429/48/70769).

5. (1) These allowances are admissible to married as well as unmarried Government servants and their grant during leave, temporary transfer and joining time will be regulated by the relevant Bombay Civil Services Rules. The allowances will also be admissible during absence from headquarters on tour.

(2) Cancelled with effect from 1.5.49. vide G.C.M.,F.D. No. 6567/33, dated 26.8.49. (429/48/61740).

6. The following certificate should be endorsed by the Controlling Officer on the bill in which the house rent allowance is drawn:-

(i) Certified that the Government servants for whom house rent allowance is drawn in this bill (have applied for but) have not been provided with any Government accommodation.

(ii) The certificates prescribed by Government have been obtained from the Government servants for whom house rent allowance has been drawn in this bill and I am satisfied that the claims are in accordance with the orders of Government.

Note 1.-The words shown within brackets in clause (i) may be omitted if the Government servant for whom the allowance is being drawn is not eligible for Government accommodation.

2.-The certificate in clause (ii) need be given only where the allowance is drawn as a percentage of pay of a Government servant.

7. These orders will have effect from the 1st January 1948 and will apply to all Government servants under the rule making control of the Government of Bombay and borne on the regular establishment. In the case of Governments servants who were in service on the 1st January 1948, these orders

will have effect from the 1st January 1947 (or from the date of entering service if it is later than 1st January 1947).

8. Save as provided in paragraph 9 all orders in force heretofore in regard to the grant of house rent allowance or allowance for expensiveness in all stations, whether they are included in paragraph 1 or not, will be deemed to have been cancelled from the 1st January 1947, provided that in the case of a Government servant who might have drawn higher rates of allowances than are admissible under these orders, the recovery of the amounts overdrawn before the issue of these orders will be ~~waived~~ waived.

9 (a) Existing orders relating to the grant of house rent and compensatory local allowances in the following circumstances in localities other than those mentioned in paragraph 1 will remain in force until further orders:-

(i) Allowances granted to compensate for higher cost of living in hill stations.

(ii) Compensatory local allowance granted to certain Government servants mentioned in Appendix XVII-A to the Bombay Civil Services Rules.

(b) Government servants in the localities mentioned in paragraph 1 above will be given the option to draw, until further orders, either (i) compensatory local allowance admissible under Appendix XVII-A to the Bombay Civil Services Rules or (ii) the compensatory local allowances and house rent allowance admissible under these orders.

(c) The orders in paragraph 1 above do not apply to Government servants in Bombay City who are in receipt of house rent allowance under Appendix XVI to the Bombay Civil Services Rules. They will continue to draw this house rent allowance until further orders.

(d) The allowances admissible under Appendix XVIII to the Bombay Civil Services Rules will remain in force until further orders.

(e)....

(e) Government servants who are entitled to house rent allowance in lieu of rent free quarters as a condition of service, will not be eligible for any house rent allowance under these orders but will continue to draw the allowance in accordance with existing orders until further orders.*

10. A Government servant living in a house owned by him is also eligible for house rent allowance under these orders. In such cases the rental value of the house (as ascertained from its assessed value for municipal purposes or otherwise) should be taken as the rent paid by him for private accommodation for purposes of these orders. The Controlling Officer will determine the amount to be taken as the rent paid in each case on the abovementioned basis.

11. These orders will be subject to review as soon as conditions of living in the localities mentioned in paragraph I show an improvement.

By order of the Governor of Bombay,

B. VENKATAPPIAH,
Secretary to Government.

* For further orders, pl. see G.R.,F.D., No. 6567/33-(2), dt. the 16-8-52. (HRA 1252/86104)

* For further orders, pl. see G.R.,F.D., No. CPA.1354 dt. 23-3-54 (HRA 1154/58991)

G.R.No. 6567/33-IV,F.D., dated 15th January 1948.

To

The Accountant General, Bombay,
The Private Secretary to the Governor,
The Military Secretary to His Excellency the Governor,
The Secretary, Bombay Public Service Commission,
*The Prothonotary and Senior Master, His Majesty's High Court, Bombay,
*The Registrar of His Majesty's High Court, Appellate Side, Bombay,
The Examiner, Local Fund Accounts, Bombay,
The Right Reverend the Lord Bishop of Bombay,
The Reverend the Presidency Senior Chaplain, Church of Scotland, Bombay,
All Departments of the Secretariat,
All other Heads of Departments under the several Departments of the Secretariat,
All Heads of Offices,
The Director of Publicity,
The Enquiry Officer, Secretariat.

*By letter.

P.T.O.

No. of 1948.

Copy forwarded for information and guidance to

ANNEXURE

(Form of certificate for drawing house rent allowance by Government servants for whom it is admissible as a percentage of pay).

"(i) I certify that I resided in a rented house / my own house in .....from the .... to the ..... and that the house rent allowance of Rs.....? claimed by me is the amount of the monthly rent actually paid by me / assessed for municipal purposes for the period in excess of 10% of my monthly pay of Rs.....

(ii) I certify that no portion of the accommodation in respect of which the house rent allowance is claimed is sublet or occupied normally by adults other than those belonging to my family.

(iii) I also certify that I have applied for Government accommodation in accordance with the prescribed procedure but have not been provided with such accommodation during the period in respect of which the allowance is claimed."

Signature.....

Designation.....

Note.-1. Certificate (iii) is not necessary if the Government servant is not eligible for Government accommodation.

2. These certificates are not necessary in a case where paragraph 4(b) (v) of Government Resolution, No. 6567/33-IV, dated 15th January 1948, is applicable.

3. In a case where a Government servant was either on leave or temporary transfer prior to the issue of these orders the production of a certificate in terms of Bombay Civil Services Rule 339-(a) (i), 339(b) (1) or 344 cannot be insisted upon. In such cases claim for compensatory local allowance and house rent allowance may be admitted in the following circumstances, namely-

(a).....

(a) during leave—providdd that the officer returned on expiry of the leave to the same station from which he procedded on leave or to another station in which a similar allowance was admissible.

(b) during temporary transfer—provided that the officer returned on the expiry of the temporary duty to the station from which he was transferred.

The certificate required by Bombay Civil Services Rule 339(a)(ii), 339(b)(ii) and (iii) by the proviso in Bombay Civil Services Rule 344, as the case may be, shall, however, be furnished in such cases.

SBS.

77

No. A-1-33 - 3332 of 1948
Poona 19th April 1948

To

The Secretary to Government,
of Public Works Department, BOMBAY.

Subject:- House Rent Allowance : Grant of.

Reference:- Govt. Resolution F.D. No. 6567/33-IV dated 15th January 1948.

Some of the inferior servants have been provided with Government accommodation and they are at present occupying rooms in the P.W.D. chawls in the compound of the Central Offices or other similar premises at Poona, on a rental of Rs. 2/- or Rs. 3/- per month. These persons would not be entitled to get the House Rent Allowance under the provisions of Rule 4(a)(i) as on the other-hand, the amounts of Rs. 2/- or Rs. 3/- would be deducted from their monthly pay bills on account of rent for the quarters occupied by them. This has naturally created urest among the inferior servants who are occupying Government Quarters.

In this connection, I have also to point out that as per Rule 6 of the above G.R. the controlling officer has to endorse on the bill a certificate that the Government servants for whom House Rent Allowance is drawn in a particular bill have not been provided with any Government accommodation. Government have not made clear, anywhere, I believe, whether Government servants who are paying some amount on account of rental for the quarters provided to them are to be treated at par with those who have been provided with free quarters. In the absence of specific instructions on this point, persons who are provided with Government accommodation on rental basis do not get any House Rent Allowance unlike those who have not been provided with Government accommodation and are therefore entitled to get House Rent Allowance at flat rate.

In the circumstances, I request you to move Government to clarify the position and to state whether

P.T.O.

(i) Government servants who have been provided with Government accommodation on some rental are eligible to get House Rent Allowance equal to what they would pay towards rent, or,

(ii) Government servants who have been provided with Government accommodation on rental basis are eligible to get House Rent to the same extent to which persons who have not been provided with Government accommodation are eligible.

(iii) Government servants who have been provided with Government accommodation on rental basis are not ~~eligi~~ eligible to any House Rent Allowance.

An early reply is requested.

E.A.-Nil.

Sd/-

Public Health Engineer to
Government of Bombay, Poona.

Copy forwarded with compliments to the Executive Engineer, Public Health Works Division, Poona in continuation of this office letter No. P.H.W. 33 of 12-4-1948.

9210/36/20635

E. B. (II). P. W. D.

Please see the P.H.E's letter within the points raised in the letter are not clear from the F.D. G.R. No. 6567/36-IV, dated the 15-1-48, and as such the papers may be referred n.o. to the F.D. for clarification.

Id/-
29-4-48.

Id/-
1-5-48.

U. O. to F.D.

Finance Deptt. (X.Br.)

The attention of the P.W.D. may be invited to this Department notes dated 11-7-48 and 15-9-48 on the points raised in those papers (of which copies are placed in this file.)

Id/-
18-9-48.

Id/-
17-9-

U. O. R. to P.W.D., dated 17-9-48.

Finance Department.

File Nos.
P.W.D., 9210/36-3764
A.& R.D.D. 0/20247
R.D.5942/45/22674
F.D.,6567/33/8890
F.D.6567/33/16074.

The question raised in the papers mentioned in the margin is whether Government servants who are provided with quarters at concessional rent (e.g., 5% of pay or standard rent, whichever is less) are eligible for h.r.a. at flat rates sanctioned in G.R., No. 6567/33-IV, dated 15.1.48. These Government servants are excluded from the benefit of the h.r.a. under para. 4(a)(i) of the G.R. The reason is that the h.r.a. is intended to compensate Government servants for that portion of the rent actually paid by them which is in excess of 10% of their pay. This intention is made explicit in respect of Government servants drawing a pay of more than Rs. 250 p.m. These Government servants have to give a certificate that they pay rent in excess of 10% of their pay, vide para. 4(b) of the G.R. Such a certificate is not required to be given by Govt. servants drawing Rs. 250 p.m. or less, for whom flat rates of h.r.a. have been prescribed, as it would involve an incommensurate amount of clerical labour. As the Govt. servants whose cases are considered in the file mentioned in the margin are not required to pay more than 10% of their pay towards rent, their exclusion from the scheme of h.r.a. is justified. It is understood that the Govt. of India have not made h.r.a. admissible to persons provided with accommodation at concession rates. The A.G. Bombay, may be requested u.o. to state whether this is correct.

2. On receipt of the papers from the A.G., copies of these notes may be forwarded to the P.W.D., A. & R.D.D. and R.D. The position may also be explained to the Bombay Provincial Federation of Ministerial Services Association (with reference to their letter dt. 3.3.48). The letter from the Supdt., J.J.Group of Hospitals, may be transferred to the H. & L.G.D. with a copy of these notes.

Id/-D.B.C.
16.7.48.

Id/-J.S.(antos)
16/7

u.o.r., No. 6567/33-X, dated 16.7.48, to the A.G., Bombay.

A.G.'s Office, Bombay.

Seen and returned with compliments.

2. There are no specific orders of the Government of India that house rent allowance would not be admissible to persons provided with accommodation by Government at concessional rent. This office, however, agrees with the view that the exclusion of persons (who are provided with quarters at concessional rent) from the scheme of house rent allowance would be justified.

Sd/-R.Rameswami,
D.A.G.

U.O.R. to Govt. in the Finance Department ('X'), Bombay No. T.M.28A/1067 dated the 21st August 1948.

-Finance Department. 'X'

Submitted with reference to the office note dated 16.2.48.-

2. The A.G. agrees in the view expressed in this Department note. It may be mentioned that review of App. LV has already been taken up, vide G.C.M., No. 6567/33, dated 30.8.48. If the decision taken in these papers causes hardship to any particular class of Government servants, the matter can be further considered in connection with the review of App. LV. Copies of these notes may be forwarded to the P.W.D., A. & R.D.D., R.D. and H. & L.G.D. as proposed in para. 2 of the office note dt. 16.7.48. A draft letter to the Bombay Provincial Fedration of Ministerial Services Associations is also put up in linked case II, which, if approved, may issue.

Id/- D.B.C.
13.9.48.

Id/-J.S.(antos)
15/9

No.D.A.IX-DIC/2422 Bombay. the 6th April 1948.

From

The Accountant General. Bombay

To

The Superintending Engineer,
Deccan Irrigation Circle, Poona.

Subject:- House rent allowance.

With reference to your letter No. 2033 dated 4-3-1948 regarding admissibility or otherwise of House rent allowance admissible according to para 4(a) (1) of G.R.F.D. 6567/33/IV dated 15-1-1948 to Government servants occupying Government quarters and paying rent I have the honour to state that no house rent allowance may be allowed in such cases without specific orders of the Government.

Your obedient servant,

Sd/-

Assistant Accounts Officer.

SBS.

No: 4654

Deccan Irrigation Circle,
Poona 1, 24 May 1948.

To

The Secretary to the Government of Bombay,
Public Works Department.

Subject:- House Rent Allowance.

Reference: Government Resolution, Finance Department No. 6567/33-IV dated 15-1-1948.

2. I am to state that the Accountant General, Bombay has informed me that no house rent allowance should be paid to inferior Government servants residing in Poona and paying house rent, for the accommodation provided by Government without specific orders of Government vide Accountant General, Bombay's letter No.D.A.IX-DIC/2422. dated 6-4-1948 (copy attached).

3. As these inferior Government servants have not been provided with free quarters in Poona, it is requested that Government may kindly be moved to accord sanction to the grant of house-rent allowance to them as per rates sanctioned in the above noted Government Resolution.

Accompts: Copy of the letter referred to above.

Sd/-
Superintending Engineer,
D.I.C.

Copy to the Accountant General, Bombay for information.

Copy to the Executive Engineer,
Poona Irrign: & Research
Nira Canals
Division for information.

Pl. also see G.R., F.D.
No. 6567/33, dated
14-7-49 (429/48/55516).

Grant of House rent allowance
to non-gazetted Government servants:
Extension of the limits of
Poona for purposes of -

Government of Bombay.
Finance Department.
Resolution No.6567/33.
Bombay Castle, 11th September 1948.

RESOLUTION OF GOVERNMENT.

In amplification of paragraph 3(a)(iii) of Government Resolution, No. 6567/33-IV, dated 15th January 1948, Government is pleased to direct that the house rent allowance sanctioned for non-gazetted Government servants in Poona should also be granted to such Government servants in the localities of AUNDH, DELHI ROAD, GHORPURI and KIRKEE with effect from the date and subject to the conditions mentioned in the Government Resolution.

For further orders pl.
see G.R.F.D.No.CPA
455 II dt.12-5-1955
file No. CLA 1155)
8756)

By order of the Governor of
Bombay,

J. SANTOS,
Financial Adviser to Government.

Id/-
13-9-48.

The Accountant General, Bombay,
Collector of Poona.
District Judge, Poona,
Backward Class Officer,
Chief Conservator of Forests,
Commissioner, Central Division, Poona,
Commissioner of Excise, Bombay,
Commissioner of Sales Tax, Bombay,
Conservator of Forests, Central Circle, Poona,
Public Health Engineer to Government, Poona,
Consulting Surveyor,
Director of Agriculture,
Director of Industries,
Director of Public Health,
Director of Public Instruction,
Director of Animal Husbandry and Veterinary Science,
Electrical Engineer to Government,
Inspector General of Police,
Inspector General of Prisons,
Inspector General of Registration,
Registrar of Co-operative Societies and Director of
Agricultural Marketing and Rural Finance, Poona,
Settlement Commissioner and Director of Land Records,
Superintendent, Government Printing and Stationery,
Superintending Engineer, Central Circle, Poona,
Surgeon General with the Government of Bombay,
Provincial Transport Officer,
All other Heads of Officers in Poona,
All Departments of the Secretariat.

SBS.

Below application dated 8th March, 48 from the P.W.D. establishment of Andheri Sub-Division.

No. 9/9145 of 48,
Andheri, 11th March, 1948.

Forwarded with compliments to the Executive Engineer, North Thana Division, Bandra for favour of forwarding the application to the S.E.N.C. Bombay with favourable remarks.

The grievances put forth by the establishment are genuine especially because the house rent at Andheri is not in any way less than that of in Bombay. The difficulty of obtaining housing accommodation is very serious in this area and the Government servants residing at Andheri are compelled to pay heavy rents demanded by the house owners.

There is also a large number of Government Servants actually residing at Andheri but attending duties at Bombay. These Government Servants are eligible for house rent as per G.R.F.D. 6567/33-III/IV dated 15-1-48, whereas those residing in Bombay or Andheri, but whose place of duty is at Andheri are not entitled to house rent. It is therefore, necessary to remove this amongst us position and as such grant of house rent at Andheri at the same rates as those for Bombay is strongly recommended, especially in view of the fact that the area upto Andheri falls within the jurisdiction of a Greater Bombay.

Sd/-
Deputy Engineer,
Andheri Sub-Division Andheri.

Below No. 9/915 dated 11th March 1948, from the Sub-Divl. officer, Andheri,

No.A/ 5316 of 1948,
Bandra, 15th May 1948.

Passed on, with compliments, to the Superintending Engineer, B.C., Bombay, for favour of further disposal.

2/- The grievances of the applicants are genuine and require...

require to be redressed and hence, it is recommended that Government may kindly be moved in the matter to extend the concession of house rent to the persons residing at Andheri.

Sd/-

Id/-
21-5-48.

Executive Engineer,
North Thana Division.

D.A.Nil.
HB/-

Id/-
14-5

.....

Below Executive Engineer, North Thana Division's endorsement No. 4/5316, of 15th May 1948, and accompaniments.

No: G-7/5026

Public Works Department,
Bombay, 3rd June 1948.

Forwarded, with compliments, to the Secretary to Government, Public Works Department, Bombay, for favour of further-disposal.

2. The grievances put forth by the petitioners are no doubt genuine, and in the circumstances stated by them, it is recommended in view of the fact that the living costs and house rents in the suburbs of Bombay, are in no way lower than those prevailing in the Bombay City, Government may kindly be moved to grant the House Rent and Local Compensatory allowances, at the rates applicable to those serving in the Bombay City, to all the Officers and subordinates serving upto the areas specified below :-

1) Karjat on the south east G.I.P., main line.
2) Kasara on the north east G.I.P., main line.
3) Virar on the B.B.&C.I., Railway.

Sd/-
3-6-48.

Superintending Engineer,
Bombay Circle.

SBS.

E.B.(II). P. W. Deptt

Submitted with reference to this Department at p. 11 ante.

2. In view of the F.D. notes at pp. 13-15 ante, the draft put up may issue, if approved.

3. Reference S.E., B.C.'s endt. at p. 121 ante. For places situated in the Island of Salsette, no house rent allowance has been granted, vide G.R., F.D., No. 6567/33-IV, dated the 15-1-1948. Government servants of this Department have therefore, approached Government ~~with~~ with a request that the h.r.a. may also be given to them for reasons given in their representation. This point is for the F.D. to decide, which Department may perhaps be requested u.o. consider their request sympathetically. This will be done after issue of the draft proposed in para. 2 above.

Id/-
1-10-48
4

Id/-
1-10-48.

Letter.

No.9210/36-E(II)

Public Works Department,
Bombay Castle, 7th October
1948.

To

The Public Health Engineer to Government.

Subject:- Grant of house rent allowance.

Reference: Your letter No.A-1-33-3332, dated the 19th April 1948.

2. The house rent allowance granted in Government Resolution, Finance Department, No. 6567/33-IV, dat-ed the 15ht January 1948, is intended to compensate Government servants for that ~~protion~~ portion. of rent actually paid by them which is in excess of 10% of their pay. This intention is made explicit in respect of Government servants drawing a pay of more than Rs.250/- per mensem, who have to give a certificate that they pay rent in excess of 10% of their pay, vide paragraph 4(6)(II) of the Government Resolution quoted above. Such a certificate is, however, not prescribed for Government ~~Resolution quoted~~ servants drawing a pay of Rs. 250/- per mensem or less, for whom flat rates of house rent allowance have been prescribed, in order to save time and labour. As the Government servants whose cases have been reported by you are not required to pay more than 10% of their pay towards rent, they are not eligible for any house rent allowance,

By order of the Governor of Bombay,

Sd/-
9-10-48 O/C.

(A.G.Maydeo)
for (Deputy Secretary to the Government of Bombay
(Public Works Department.

D.A.:-Nil.

Copy, with a copy of the letter replied to, forwarded to -

the Superintending Engineers of Circles,
the Electrical Commissioner with the Government of Bombay,
the Electrical Engineer to Government,
the Director, Development Department Chawls,

for information and guidance.

SBS.

No. A-1-33-3332 of 1948.
Poona 19th April 1948.

To

The Secretary to Government,
Public Works Department, BOMBAY.

Subject:- House Rent Allowance: Grant of.

Reference:- Government Resolution F.D. No. 6567/33-IV dated 15th January 1948.

Some of the inferior servants have been provided with Government accommodation and they are at present occupying rooms in the compound of the Central Offices or other similar premises at Poona, on a rental of Rs. 2/- or Rs. 3/- per month. These persons would not be entitled to get the House Rent Allowance under the provisions of Rule (a)(i) as on the other-hand, the amounts of Rs. 2/- or Rs. 3/- would be deducted from their monthly pay bills on account of rent for the quarters occupied by them. This has naturally created urest among the inferior servants who are occupying Government Quarters.

In this connection, I have also to point out that as per Rule 6 of the above G.R. the controlling officer has to endorse on the bill a certificate that the Government servants for whom House Rent Allowance is drawn in a particular bill have not been provided with any Government accommodation. Government have not made clear, anywhere, I believe, whether Government servants who are paying some amount on account of rental for the quarters provided to them are to be treated at par with those who have been provided with free quarters. In the absence of specific instructions on this point, persons who are provided with Government accommodation on rental basis do not get any House Rent Allowance unlike those who have not been provided with Government accommodation and are therefore entitled to get House Rent Allowance at flat rate.

In the circumstances, I request you to move Government to clarify the position and to state whether

(i).....

(i) Government servants who have been provided with Government accommodation on some rental are eligible to get House Rent Allowance equal to what they would pay towards rent, or,

(ii) Government servants who have been provided with Government accommodation on rental basis are eligible to get House Rent to the same extent to which persons who have not be provided with Government accommodation are eligible. or

(iii) Government servants who have been provided with Government accommodation on rental basis are not eligible to any House Rent Allowance.

An early reply is requested.

Sd/-

Public Health Engineer to
Government of Bombay, Poona.

-NIL.

Copy forwarded with compliments to the Executive Engineer, Public Health Works Division, Poona in continuation of this office letter No. P.H.W.33/3067 of 12-4-1948.

True Copy,

Junior Assistant, Issue Section,
P. W. D. Secretariat, Bombay,

Copy of letter No. D.A. VIII/Misc/Deptts/3528, dated 15-9-1948 from the Accountant General, Bombay.

Subject:-House Rent allowance:- Admissible to persons occupying Government quarters.

"Please refer to your letter No. 7/Gen/8551, dated 21-8-1948 on the above subject. The House Rent Allowance sanctioned under G.R.F.D. No. 6567/33-IV, dated 15-1-1948 is not admissible to Government servants who occupy accommodation provided by Government vide para 4(a)(i) of the G:R. The allowance, if paid may please be recovered and the recovery pointed out."

No. 7/Gen/9715 of 1948.
Office of the Housing Commissioner,
Bombay, 22nd September 1948.

Forwarded to the Assistant Housing Commissioner, West, North and South/Executive Engineer, East/B.S.D./ Ahmedabad/ Sholapur/& Provincial Iron and Steel Rationing Officer, for information and guidance in continuation of this office No. 7/Gen/8551 dated 21-8-1948.

Executive Engineers concerned should immediately sent the list called for in para 3 of this office letter referred to above to the Controlling Officers direct to effect the recovery of the house rent under intimation to this office.

Exe-cutive Engineers should also bring to the notice of the Heads of Departments concerned, in respect of Government servants, not belonging to this Organisation, who have been provided with Government accommodation, the decision of the Accountant General, Bombay.

Controlling Officers should effect the recovery of house rent and the same pointed out to Accountant General, Bombay direct under intimation to this office.

Decision of Government in respect of 10% house rent to be charged to Government servants is awaited.

Sd/-...

Sd/- T. C. Kantawala.

Housing Commissioner, Bombay.

Copy to the Accountant General, Bombay for information with reference to his No. D.A.VIII/Misc/Deptt/3528, dated 15-9-1948.

TRUE COPY.

.....

No. 51/AC/P 949 of 1948,
Office of the Executive Engineer,
East Division, Housing, B. S. D.,
Bombay: 8th October 1948.

To

The Secretary,
P. W. Departmen
Bombay.

Subject:- House rent allowance admissible to Govt. servants occupying Govt. quarters.

A copy of the Accountant General, Bombay's No. DA/VIII/Misc/Dept t/3528 of 15-9-1948, received under H.C. Bombay's No. 77Gen/9715 of 22-9-48, is forwarded herewith for necessary action regarding stoppage of house rent allowance from the staff of you office occupying Provincia-l Government quarters.

Sd/-

Executive Engi...,
East Division, Housing,
B. S. D. Bombay.

Id/-

Copy with a copy of Accountant General's letter forwarded with compliments to the Diredtor of Labour Welfare for information.

SBS.

L E T T E R.

No. G. 5/ 3814 of 1948.
P.W.D.Offices, Churchgate St., Fort, Bombay, 3rd November 1948.

To

The Secretary to Government,
Public Works Department,
Bombay.

Re:- Grant of compensatory local allowance and house rent allowance.

The work-charged staff on the mofussil scales of pay recently made permanent in accordance with the orders issued in Government Resolution, Public Works Department Nos. 3486/36 dated 19-11-1943 and 9-10-1946 were getting local allowance at the rates sanctioned in Appendix XVII of the BOMBAY CIVIL SERVICES RULES MANUAL, Vol. II. But as a result of the revision of pay scales, the local allowance hitherto drawn by them has been split up with effect from 1-1-1947 into Compensatory Local allowance and house rent allowance at the rates sanctioned in Government Resolution, Finance Department, No. 6567/33-IV dated 15-1-1948.

Government in para 8 of the above Government Resolution nad ordered that the house rent allowance or allowances for expensiveness sanctioned prior to the issue of the revised orders should be considered as cancelled with effect from 1-1-1947 and that in case of Government servants who might have drawn higher rates of allowances than are admissible under the revised orders, the recovery of amounts overdrawn before the issue of these orders should be waived.

In this connection, I have to point out that the amount of local allowance already drawn by the above persons at the rates sanctioned in Appendix XVII of the Bombay Civil Services Rules Manual, Volume II, is more than the amount of compensatory local allowance admissible under the revised rules since it contained the element of house rent allowance. Government may, therefore, be pleased to advise whether the amount of local allowance already drawn by these persons is to be adjusted against the amount of compensatory local allowance admissible under the revised

revised rules (exclusive of the amount of House rent) or sho-uld be adjusted against the sum total of compensatory and house rent allowances.

Very early orders of Government in this connection ar-e solicited, since the arrears bills of the permanent and temporary establishments are being prepared by the Executive Engineer, Electrical Division, Bombay and the local allowance already paid to these persons is being adjusted against the sum total of the compensatory local allowance and house-rent allowance to avoid over-payment.

Sd/-

Electrical Engineer to Govt.

9210/36
60920

E.B.(II). P. W. D.

All non-gazetted superior estabts., who were serving in B'bay and the Island of Salsette and whose pay was fined on the basis of the expenses of living in the mofussil generally, were in receipt of local allowce. at the rates specified in App. XVII to the B.C.S. Rs. Manual, Vol. II. The orders in this App. have now become in-operative, as Government have sanctioned the grant of revised rates of compensatory local allowance & h. r. a. to non-gazetted staff on mofussil scales of pay stationed in Bombay City, Salsette Island, etc. - vide G.R., F.D., No. 6567/33-IV, dated the 15-1-48. Para 8 of this G.R. lays down that in the case of the Government servant who might have drawn higher rates of allowances under the old orders. There are admissible under the revised orders, the recovery of the amounts overdrawn before the issue of the revised orders, will be waived. It is thus clear that these who were in receipt of the allowance under App. XVII will now get the c. l. a. or the h. r. a. or both, if admissible, with effect from the 1-1-47, i.e. the date from which the revised orders take effect. The drawal of the local allowance under the old orders is however, permissible up to the 14-1-48, only.

2. The Electrical Engineer to Government requests that he may be advised whether the higher rate of the local allowance, admissible under the old orders, may, in the case of these who have already drawn it, be adjusted against the amount of the c. l. a. ad admissible under the revised rules (exclusive of the amount of the h. r. a.) or whether if it should be adjusted against the sum total of both the c. l. a. and the h. r. a. The necessity for such adjustment is not clear from the Electrical Engineer's letter. He may, if approved, be requested u.o. to clarify the point.

Id/-
11-11-48

*In U.O. pp. 149-152.

*U.O. to El. Engr. to Govt. dt. 15-11-48.

Below U.O.R. No. 9210/36/60920 dated the 15th November 1948, from Government in the Public Works Department.

No. G. 5/4413 of 1948.
Bombay, 7th December 1948.

Returned with compliments.

According to para 8 of Government Resolution, Finance Department, No. 6567/33-IV dated 15-1-1948, all orders in force heretofore in regard to the grant of house rent allowance or allowance for expensiveness in all stations will be deemed to have been cancelled from 1-1-1947, provided that in the case of a Government servant who might have drawn higher rates of allowances than are admissible under these orders, the recovery of the amounts overdrawn before the issue of these orders will be waived. Local allowance granted to the work-charged staff recently made permanent on the mofussil scales of pay in accordance with Government orders is in the nature of allowance for expensiveness in the station concerned and includes element of house rent also. It is not clear from para 8, referred to above, whether the allowances now sanctioned are to be adjusted in lump against the allowance or allowances given to the Government servant previously. An example is given below for illustration.

A Government servant drawing pay between Rs. 61/- and Rs. 80/- p.m. was entitled to local allowance of Rs. 20/- p.m. formerly and now under the new orders, he is entitled to Compensatory Local Allowance of Rs. 10/- and House Rent of Rs. 15/- p.m. The question is whether the amount of Rs. 20/- paid as Local Allowance should now be adjusted against Compensatory Local Allowance of Rs. 10/- now admissible and the recovery of Rs. 10/- paid in excess is to be waived and house rent of Rs. 15/- paid separately from 1-1-1947 or the amount of Rs. 20/- paid as Local Allowance should be adjusted against Rs. 10/- Compensatory Local

Allowance.....

Allowance Rs. 15 House rent and the difference to be paid to him.

Very early orders of Government in the matter are, therefore, solicited.

Sd/-

Electrical Engineer to Govt.

9210/36.
67798.

E.B.(II). P. W. D.

Submitted with reference to the D. N. at pp. 3-4 ante.

2. In view of the example cited in the Electrical Engineer's u.o.r., it seems but proper that the local allowance drawn under the ~~lee~~ old orders (App. XVII to the B.C.S.Rs. Manual, Vol. II.) should be adjusted against the sum total of the compensatory and the house rent allowances sanctioned as per G.R., F.D., No. 6567/33-IV, dated the 15-1-48. The F.D. may see u.o. before the Electrical Engineer is informed ~~all~~- accordingly.

Id/-
15-12-48.

Id/-
16-12-

u. o. to F.D. dated 17-12-48.

.....

Finance Department (X Br.)

The question raised in these papers relates to the interpretation of the ~~proviso~~ proviso in para 8 of G.R., No. 6567/33--IV, dated 15-1-48. (There is a similar proviso in para 7 of G.R.m No. 6567/33-III, dated 6-7-48). The P.W.D. may be advised that the total of the ~~al~~ c. l. a. (and h. r. a., if any), drawn before the issue of the orders should be adjusted against the sum of c. l. a. and h. r. a., if any, admissible under the orders. These papers may be shown u.o. to the A.G. before they are returned to the P.W.D.

Id/-
24-12-48.

Id/-
24-12-48.

u.o.r. to the A.G., dated 24-12-48.

A.G.'s...

A.G.'s Office, Bombay.

Seen and returned to the F.D.

U.O.R. to Govt. in the F.D. Bombay.
No. D.A. IX-Salt-1350 dated 7-1-49.

Finance Deptt. (X.Br.)

These papers may now be returned u.o. to the P.W.D. after keeping copies by this Department note dated 24-12-48 and A.G.'s note above.

Id/-
7-1-49.

Id/-
8-1-49.

u.o.r. to P.W.D., dated 8-1-49 (with P.W.D. file 9210/36).

.....

Letter. 9210/36.
2401.

No. 9210/36-E(II). P. W. D.
B.C., 20th Jan. 1949.

To

The Electrical Engineer to Government.

Subject:- Grant of compensatory local allowance and house rent allowance.

Ref:- Correspondence ending with your u.o.r. No. G. 5/4413, dated the 7-12-48.

2. The whole of the compensatory local allowance (and house rent allowance, if any) drawn before the orders, contained in para. 8 of G.R., F.D., No. 6567/33-IV, dated the 15-1-48, were issued, should be adjusted against the sum of the compensatory local allowance and the house rent allowance, if any, admissible in accordance with the orders issued in the G.R.

D.A.-Nil.

By order etc.

Copy.....

Copy forwarded to -

The F.D.

The A.G., Bombay (Thro. the F.D.

The Ex. Engr., Elecl. Dn.

Id/-
17-1-49.

Id/-
18-1-49.

(For further orders, pl. see G.R.F.D. No. 6567/33 dt. the 17-2-49 in file No. 429/48).